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GOVERNMENT GAZETTE

BOLETIM OFICIAL

GOVERNMENT OF INDIA

MINISTRY OF FOOD AND AGRICULTURE

(Department of Food)

New Delhi, the 22nd October, 1963
30th Ashvina, 1885

Notification

G. S. R. 1712. — In exercise of the powers conferred by clause 10 of the Sugar (Control) Order, 1963, the Central Government hereby makes the following further amendment to the notification of the Government of India in the Ministry of Food and Agriculture (Department of Food) G. S. R. No. 891, dated 28th May, 1963, namely:

In the said notification, under item (a), after sub-item (iv) and the entry relating thereto, the following sub-item and entry shall be inserted, namely:

«(v) All Sub-divisional Magistrates. the local limits within which they exercise jurisdiction».

[No. 1(1)/63-S. Py.]

L. G. RAJWADA

Joint Secretary

GOVERNMENT OF GOA, DAMAN AND DIU

Secretariat

ORDER

Sanction is hereby accorded to the Rules of «Swami Vivekananda Society» with its head-office in Panjim, which have twenty numbers and are signed by the Director of Civil Administration Services.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

P. J. Fernandes

Chief-Secretary

Panjim, 25th October, 1963.

Memorandum of Association Swami Vivekananda Society

1. The name of the Association is Swami Vivekananda Society.

2. The office of the Society shall be at Panjim, Goa.

3. The objects of the society are:

(a) To impart and promote the study of the philosophy and its principles as propounded by Swami Vivekananda and practically illustrated by his own life.

(b) To practise the above object and to carry on social, cultural and charitable activities, the Society shall open a Centre first at Panjim known as Swami Vivekananda Centre, and later on its branches at various other places in Goa, Daman and Diu.

(c) To carry on educational work among the masses.

(d) To impart and promote the study of the arts, sciences and industries.

(e) To establish and maintain libraries, orphanages, hospitals, dharmashallas, dispensaries, houses for the infirm and invalid, to undertake famine and flood relief work, etc.

(f) To print and publish literature in furtherance of the objects of the Society.

4. Definitions:

(a) The «Society» means Swami Vivekananda Society.

(b) The «Centre» means Swami Vivekananda Centre.

(c) «General Body» means the body comprising all the members of the Society.

(d) «Governing Body» means the Committee elected or nominated as per Rule Nine.

5. Membership:

(a) Membership of the Society is open to all irrespective of caste, creed or religion.

(b) Classes: There shall be the following four classes of members:

(i) Honorary Members (ii) Patrons (iii) Life Members (iv) Ordinary. — Members.

6. (a) Individual donors to the Swami Vivekananda Birth Centenary Celebrations Funds will be admitted as members on their applications and they can become either Patrons or Life Members and their contributions will be adjusted towards their membership as the Patrons or Life Members.

6. (b) Admission: Patrons, Life-Members and ordinary Members, must apply in writing in a prescribed form proposed and seconded by 2 members of the Society. Further they must agree to abide by the memorandum of Association and the rules of the Society. The application form shall be sent to the Hon. Secretary along with the prescribed admission fee.

Admission fee shall be as under:

- I) Patrons Rs. 1000/-.
- II) Life-Members Rs. 250/-.
- III) Ordinary Members Rs. 12/- per year as subscription.

7. The Hon. Members will be the Lieutenant Governor of Goa and such other members as may be proposed by the Governing Body and approved by the General Body.

8. Right of Members:

Only the Patrons, Life-Members and Ordinary-Members shall have the right to vote. Only the above members of the Society can stand for the election of the Governing Body provided they have been members at least for six months previous to the date of elections.

9. The Society shall have a Governing Body in which shall vest except where otherwise specified, all the powers of representation, management and administration. These powers shall be exercised by the Governing Body on behalf of the Society.

The Governing Body shall consist of:

- i) Two members elected by Patrons.
- ii) Two members elected by Life-Members.
- iii) Five members elected by Ordinary Members.
- iv) Two members co-opted by the elected members of the Governing Body.

The members mentioned above shall be elected for a period of three years in the General Meeting of the General Body or in the extraordinary meeting.

Within seven days after the General Meeting, the Governing Body, constituted as above, shall meet for selection of the office bearers mainly, one President, one Vice-President, one Hon. Secretary, one Jt. Hon. Secretary and one Hon. Treasurer.

9. (a) Subject to his consent the Lt. Governor of Goa, Daman and Diu shall be President of the Society. In case the Lt. Governor is not the President, the General Body shall elect the President of the Governing Body.

9. (b) The Governing Body shall be empowered to fill up vacancies arising in the Governing Body by co-opting the member of the Society.

10. The President of the first Governing Body shall be Shri T. Sivasankar, I. C. S., Lt. Governor of Goa, Daman and Diu, who will nominate the members of the first Governing Body. The tenure of the members of the first Governing Body shall be for one year.

11. The Governing Body, on behalf of the Society, is empowered:

(a) To undertake and accept the management of any endowment or Trust or Institution having objects similar to the objects of the Society.

(b) To open and to operate in the name and on behalf of the Society account or accounts in scheduled Banks or in the Post Office.

(c) To accept donations from the public, to invest such funds of the Society as are not immediately required in Government securities or Scheduled Banks or Safe Deposits or Savings Bank Accounts as may from time to time be determined by the Governing Body.

(d) To borrow on behalf of the Society, subject to the approval of the General Body, for furtherance of the interest and the objects of the Society.

(e) To constitute local and special committee consisting of members for the purpose of supervision of its institutions or for some other purposes and nominate members and specify power thereof.

(f) To frame or change from time to time Rules for the conduct of its own business and that of the Society as well as to frame or change by-laws for the management of the branch centres and also from time to time to modify or repeal any such rules or by-laws, provided that such rules and by-laws shall be consistent with the Rules and Regulations of the Society.

12. Members of the Governing Body can be removed from their offices, before the expiry of their term by a resolution of the General Body which shall be passed by at least two thirds of the total members of the Society, if they are found guilty of gross misconduct or negligence. The membership of the Ordinary member is liable to be terminated if he is in arrear in his membership fees for 12 months.

13. The funds of the Society shall consist of the following:

(a) Grants made by the Government or Government Departments or Bodies.

(b) Grants, donations, contributions, subscriptions from members and other resources and/or.

(c) Income receipts, profits, revenue or surplus arising out of the activities and/or investments of the Society or arising out of any other source.

14. If upon the dissolution of the Society, there shall remain after the satisfaction of all its debts and liabilities any property whatsoever, the same shall not be paid to or distributed among the members of the Society or any of them, but shall be given or transferred to some other association or associations, institution having objects similar to those of the Vivekananda Society, to be determined by the votes of not less than two thirds of the members present.

15. The accounts of the Society shall be audited annually by an accountant appointed for that purpose in the Annual General Meeting of the Society.

16. Annual General Meeting: The Annual General Meeting of the Society shall be held on such date and at such time and place as may be determined by the Governing Body. At such Annual General Meetings, the Governing Body shall submit the Annual Report and the audited accounts of the Society. The same shall thereafter be adopted and passed by the General Body with such variations as the General Body may deem proper. The Annual General Meeting shall also consider and approve, with or without modifications, the Budget Estimate for the next working year of the Society presented to it by the Governing Body.

17. Extraordinary General Meeting: The Extraordinary General Meeting of the Society may be convened by the Governing Body of its own accord or on the requisition of not less than 25 members of the Society. Such a requisition should specify the Agenda to be considered. On the receipt of such requisition, the Secretary shall cause a meeting to be convened within 30 days of the date of receipt by him of the requisition. If no such meeting is convened by the Secretary, the requisitionists may cause such meeting to be held 10 days after the expiring of the time limit of 30 days by them of the above requisition to the Secretary.

18. The Secretary shall convene the meeting of the General Body at least once in a year and that of the

Governing Body at least once in every two months. For calling such meetings the Secretary shall give at least seven days' notice.

19. Twenty members of the Society, and four members of the Governing Body, shall respectively constitute the quorum, provided that if a meeting is adjourned for want of quorum, no quorum will be required for a subsequent meeting called to consider the same agenda.

20. The General Body of the Society shall have powers to frame, amend, alter, or repeal or any other manner, modify or revise these Rules and Regulations of the Society if such change is likely to further the objects of the Society.

Directorate of Civil Administration Services, at Panjim, 30th October, 1963. — The Director, *Sripad Anant Nadkarni*, Ex-officio Secretary.

ORDER

Whereas it is expedient to provide for the separation of the performance of the judicial and executive functions by officers in the Union Territory of Goa, Daman and Diu.

Now therefore, in exercise of the powers conferred by the Goa, Daman and Diu (Administration) Removal of Difficulties Order and notwithstanding anything to the contrary contained in any other law for the time being in force in this Territory and with the consent of the Chief Justice Goa, Daman and Diu, the Lieutenant Governor is pleased to pass the following order:

1. This Order shall be called the Goa, Daman and Diu (Separation of judicial and executive functions) Order, 1963.

2. It extends to the whole of the Union Territory of Goa, Daman and Diu.

3. It shall be deemed to have come into force on the 1st November, 1963.

4. In this Order «section» means a section of the Criminal Procedure Code, 1898.

5. There shall be in this Union Territory the following classes of Magistrates: —

1) Judicial Magistrates:

a) Magistrates of first class.

2) Executive Magistrates:

a) District Magistrates;

b) Concelho Magistrates with the powers of Sub-Divisional Magistrates.

6. 1) All Judicial Magistrates and all benches shall be subordinate to the Sessions Judge and he may from time to time make rules or give special orders consistent with the Code of Criminal Procedure, 1898 as to the distribution of business among such Magistrates and benches of Magistrates.

2) All Concelho Magistrates shall be subordinate to the District Magistrate.

3) Neither the District Magistrate nor any other Executive Magistrates shall be subordinate to the Sessions Judge except in the manner expressly provided in the Criminal Procedure Code, 1898.

4) Court of Session and Courts of Magistrates shall be Criminal Courts inferior to the High Court and Courts of Magistrates shall be Criminal Courts inferior to the Court of Session.

7. Powers under the following sections of Code of Criminal Procedure 1898 shall not be exercised by Executive Magistrates:

Sections 16, 29-B, proviso to 88-6(C), 106, 167, 170, 186, 190, 206, 249, 260, 349, 380, 435, 437, 438, 479, 488, 528, 561, 562 and 565.

8. Powers under the following section of Code of Criminal Procedure 1898 shall be exercised only by Executive Magistrates:

Sections 107, 108, 109, 110, 133, 143, 144, 145, 146, 147, 174 and 524.

9. Powers under section 337 of Code of Criminal Procedure 1898 shall be exercised by the Sessions Judge only.

10. All Orders passed under section 514 of Code of Criminal Procedure 1898 by an Executive Magistrate shall be appealable to the District Magistrate, and, by a Judicial Magistrate to the Sessions Judge and if no appeal is made against such Orders they may be revised in the case of the Orders passed by an Executive Magistrate by the District Magistrate, and in the case of the Order passed by a Judicial Magistrate by the Sessions Judge.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

P. J. Fernandes

Chief Secretary

Panjim, 19th November, 1963.

ORDER

In exercise of the powers conferred by Clauses 2 and 3 of the Goa, Daman and Diu (Administration) Removal of Difficulties Order 1962, the Lieutenant Governor is pleased to make the following Order:

«Juizes da Comarca», «Juizes de Julgado Municipal» and «Delegados do Procurador da Republica» who were appointed Magistrates of First Class and Police Prosecutors respectively by Order published in the Government Gazette (Supplement) dated 1st November 1963, Series II no. 44 and their substitutes shall exercise the same jurisdiction and functions as they were exercising before the 1st day of November 1963, the day on which the Indian Penal Code and the Criminal Procedure Code came into force within this Union Territory, in respect of the criminal offences committed before the said date.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

P. J. Fernandes

Chief Secretary

Panjim, 19th November, 1963.

Notification

In exercise of the powers conferred by Section 68 of the Criminal Procedure Code 1898, the Lieutenant Governor of Goa, Daman and Diu is hereby pleased to issue the following Notification:

All the present «Oficiais de Diligencias» shall be the proper officers of the respective Courts under which they are at present working to serve the summons on the persons against whom they are issued by such Courts.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

P. J. Fernandes

Chief Secretary

Panjim, 19th November, 1963.

ORDER

Sanction is hereby accorded for the alteration proposed by the «Associação Comercial da Índia Portuguesa» as per resolution passed in the extraordinary general meeting dated 10th September 1963 by which the same Association shall be called as «Goa Chamber of Commerce and Industry».

P. J. Fernandes

Chief Secretary

Panjim, 30th October, 1963.

ORDER

SO-22-2161/63

In exercise of the powers conferred upon him by clauses 2 and 3 of the Goa, Daman and Diu (Administration) Removal of Difficulties Order 1962, and notwithstanding anything to the contrary contained in any law for the time being in force within this territory, the Lieutenant Governor of Goa, Daman and Diu is pleased to declare modified the article 1 of the Portaria no. 8057 dated 31-8-1961, with respect to the fares of taxis referred to in the tables I, II and III, as follows:

1. The transport of passengers in taxis in the Union Territory of Goa, Daman and Diu, shall be subject to the following fares:

a) Taxis fitted with fare metres:

- I. 40 nP. first Kilometre.
- II. 10 nP. subsequent every 300 metres.
- III. 20 nP. as detention charges for every 15 minutes.
- IV. 15 nP. per package of load kept in the trunk of the car.
- V. 20 nP. per Kilometre as return charges to be collected at flat rate on the distance between the place where the taxi was hired or at its original stand, whichever is less.

b) Taxis without taxi metres:

- I. 35 nP. per Kilometre at flat rate.
- II. The other concessions are the same as mentioned under (a) at Sr. Nos. 2 to 5 above.

2. The above rates are fixed for taxis irrespective whether it is a small or a big taxi.

3. All taxis plying in Goa shall be presented for inspection before the M. V. T. Committee, Panjim, duly fitted with metres before 1st February, 1964, failing which they will not be allowed to ply.

4. The last date for installing metres on taxis regulated according to the above fares shall be 31st January, 1964.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

G. N. Kakeri, President, Motor Vehicles Technical Committee, Goa.

Panjim, 21st November, 1963.

(Tradução)

Portaria

É aprovada a alteração votada pela Assembleia Geral da Associação Comercial da Índia Portuguesa em sua sessão extraordinária de 10 de Setembro de 1963, pela qual a mesma Associação passa a denominar-se «Goa Chamber of Commerce and Industry».

P. J. Fernandes

Secretário-Chefe

Pangim, 30 de Outubro de 1963.

Portaria

SO-22-2161/63

Usando das faculdades conferidas pelos n.ºs 2 e 3 «The Goa, Daman and Diu (Administration) Removal of Difficulties Order 1962», e sem embargo do disposto em qualquer lei presentemente em vigor neste território, o Governador-tenente de Goa, Damão e Diu determina que o artigo 1.º da Portaria n.º 8057, de 31 de Agosto de 1961, no que respeita às tabelas de preços de taxis, constantes das tabelas I, II e III, passa a ter a seguinte modificação:

1. O transporte de passageiros em automóveis ligeiros de aluguer será feito de harmonia com os seguintes preços:

a) Taxis munidos de taxímetros:

- I. 40 nP. pelo primeiro quilómetro.
- II. 10 nP. por cada 300 metros subsequentes.
- III. 20 nP. pela demora de cada 15 minutos.
- IV. 15 nP. por volume carregado no bagageiro do taxi.
- V. 20 nP. por quilómetro pelo regresso a ser cobrado pela distância percorrida até ao local onde o taxi foi alugado ou sede de sua exploração normal, aquela que for mais curta.

b) Taxis sem taxímetro:

- I. 35 nP. por cada quilómetro percorrido.
- II. As outras taxas são as mesmas constantes da alínea a) dos n.ºs 2 a 5.

2. As taxas acima referidas são irrespectivamente da lotação dos taxis.

3. Todos os taxis em serviço no distrito de Goa, serão presentes à inspecção da C. T. A. de Goa, devidamente munidos de taxímetro antes de 1 de Fevereiro de 1964, sob pena de serem retirados de circulação.

4. O último dia para instalação de taxímetros nos taxis em serviço no distrito de Goa, regulados conforme a tabela supra, será 31 de Janeiro de 1964.

Por ordem e em nome do Governador-tenente de Goa, Damão e Diu.

G. N. Kakeri, Presidente da Comissão Técnica de Automobilismo do Distrito de Goa.

Pangim, 21 de Novembro de 1963.